

STATE OF CALIFORNIA

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SCOPE OF WORK PROVISIONS

FOR

CARPENTER:

Building Construction

IN

SAN DIEGO COUNTY

**MEMORANDUM OF UNDERSTANDING
AMENDING
2005 - 2008 SAN DIEGO BUILDING AGREEMENT**

It is agreed that the 2005-2008 Collective Bargaining Agreement for Building Construction Between the Associated General Contractors of America, San Diego Chapter and the Southern California Conference of Carpenters will be amended as follows:

Deletions are shown as strikeouts; new language is redlined, bolded and underlined, all other language remains unchanged. The Union reserves the right to alter, amend, change or withdraw any proposal, or to make new proposals, at any time prior to final agreement.

1. ***Amend Section 2 to provide for a two (2) year agreement, change dates throughout as appropriate. Define "window" period.***

~~This Agreement shall become effective on July 1, 2005-2008, and shall remain in full force and effect through June 30, 2008~~ **2010**, and from year to year thereafter, unless either party gives **at least sixty (60) but no more than ninety (90)** days written notice to the other party prior to June 30, ~~2008~~ **2010**, or June 30th of any subsequent year, of its intention to amend, modify or terminate.

provisions of the Union Security Clause.

12. Amend Section 26 to add drywall, lathing, and millwork to the subcontracting clause.

A. The Employer may subcontract any and all jobsite work, without regard to the signatory status of the subcontractor, except for covered work that meets one or more of the following criteria:

1. ~~Structural Concrete work within the building lines~~ **drywall, lathing and finish carpentry work.**
2. If an Employer is a trade contractor (and not a general contractor), any other covered work that the Employer traditionally self performs. Traditionally self performs means work the Employer has performed with its own forces on 50% or more of its projects in San Diego County during the three years prior to the date the Employer becomes bound to this Agreement.

B. In situations in which the owner, developer, or person with whom the individual Employer is contracting has required in writing or in the contract documents that competitive bids be submitted on some or all of the scope of work identified in paragraphs A-1 or A-2 above, relief may be requested through the Work Preservation Committee.

23-31-4

**2003-2005
COLLECTIVE BARGAINING AGREEMENT FOR BUILDING CONSTRUCTION**

BETWEEN

**ASSOCIATED GENERAL CONTRACTORS OF AMERICA,
SAN DIEGO CHAPTER**

AND

SOUTHERN CALIFORNIA CONFERENCE OF CARPENTERS

SECTION 1
PARTIES TO AGREEMENT

A. This Agreement is entered into this 1st day of January, 2003, between Associated General Contractors of America, San Diego Chapter, Inc., for an on behalf of its signatory contractor members, hereinafter referred to as Employer or Association, and the Southern California Conference of Carpenters and its affiliated Regional Council and Local Unions hereinafter referred to as the Union. Association means Associated General Contractors of America, San Diego Chapter, Inc. The Employers and the Union recognize and agree that the Association is the administrative representative of the Employers, and the Association has no signatory status by the terms of this Agreement or otherwise. Employer means signatory contractor members of the Association.

B. It is the desire of the parties to establish rates of pay, hours of employment and working conditions which shall be applicable to these workers in the performance of the work of the Employer hereinafter defined in this Agreement.

C. The purpose of this Agreement is to ensure that all construction work performed by the Employers shall proceed continuously and without interruption, in an efficient and economic manner, to secure optimum productivity, and to facilitate the orderly performance of the work by improving efficiency and eliminating work stoppages, slowdowns, poor work practices and other interferences with the progress of the work.

SECTION 2
TERM, TERMINATION AND RENEWAL

A. This Agreement shall become effective on January 1, 2003, and shall remain in full force and effect through June 30, 2005, and from year to year thereafter, unless either party gives sixty (60) days written notice to the other party prior to June 30, 2005, or June 30th of any subsequent year, of its intention to amend, modify or terminate.

B. While this Agreement continues in effect, neither party will make demands upon the other party for any changes in conditions or benefits or for any new additional changes in conditions or benefits.

SECTION 3
AREA COVERED

The area covered by this Agreement shall be San Diego County, California, and San Clemente Island, California. It is agreed that any work on San Clemente Island shall be performed pursuant to the terms of the Master Engineering Contractors Labor Agreement between the Association and the Union.

SECTION 4
WORK COVERED BY THIS AGREEMENT

This Agreement shall apply only to construction job site work done in conjunction with the construction, alteration, modification, improvement, or repair, in whole or in part of a building, structure, or other job site construction work within the recognized jurisdiction of the Union and shall not include any other job site construction industry work. Excepted from the scope of covered work is site concrete work. Job site is defined as an area within which construction work is being performed, the boundaries for which are the same as those boundaries delineated in the specifications for the job or project which may include such references as right-of-way, parcel, subdivision map, dedicated street or lot. In the case of subdivisions or planned unit development where construction phases are stipulated by construction contracts, job site will mean only that area covered by phases or units currently under construction and under the Employer's control. Repair and maintenance of equipment is specifically excluded from the coverage of this Agreement. This Agreement shall not apply to the layout and distribution of materials. At the discretion of the Employer, employees covered by this Agreement shall perform work traditionally accomplished by other trades, where necessary for the practicable completion of the work.

Where the Contractor performs engineering construction work in San Diego County, he shall perform said work under the terms and conditions of the AGC Engineering Contractors Agreement.

SECTION 30
WAGES - RESIDENTIAL, LIGHT COMMERCIAL AND
TENANT IMPROVEMENT

Wage rates on residential, light commercial, and interior tenant improvement projects shall be based upon 80% of the rates specified in Section 29. This work shall include work meeting any of the following criteria: (1) a residential wood frame project of any size; (2) interior tenant improvement work, regardless of the size of project; and (3) any wood frame project of four stories or less. This reduced wage rate shall not apply to public buildings. In addition, it shall not apply to institutional type buildings such as schools, hospitals, libraries, museums, or post offices or other similar structures.